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MAR 10 2008

FACSIMILE COVER SHEET

Deliver to: Cho Hong Sol, USPTO

Art Group: 2616

Facsimile No.: (571) 273-8300

Date: March 10, 2008

From: Mark L. Watson, Reg. No. 46,322

Our Docket No.: 42P16159

Number of pages 13 including this sheet.

Application No.: 10/646,958

Filing Date: 8/21/2003

Docket Due Date(s): 3/10/2008

Enclosed are the following documents:

- ☒ Amendment: _____ Response _____ (10 pgs)

☐ Appeal Brief (____ pgs)

☐ Application: _____
 (____ pgs) w/cover & abstract)

☐ Assignment & Cover Sheet (____ pgs)

☒ Certificate of Facsimile _____

☐ Continued Prosecution Application (CPA)

☐ Declaration & POA (____ pgs)

☐ Drawings: ____ sheets, ____ figures

☐ Extension of Time: _____

☒ Fee Transmittal (in duplicate)

☐ IDS & PTO/SB/08 (____ pgs)

☐ Other: _____

☐ Issue Fee Transmittal

☐ Notice of Appeal (in duplicate)

☐ Petition for: _____

☐ Request for Continued Examination (RCE)

☐ Reply Brief (____ pgs)

☐ Request & Certification Under 35 USC 122(b)(2)(B)(i)

☐ Request to Rescind Previous Nonpublication Request

☐ Response to Notice of Missing Parts & Formalities Letter

☐ Response to Written Opinion (____ pgs)

☐ Terminal Disclaimer

☐ Transmittal of Publication Fee Due

☐ Transmittal Letter

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.84)

I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office.

Shannon Serrano

3/10/2008

Date _____

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FEE TRANSMITTAL for FY 2007 <small>Patent fees are subject to annual revision.</small>		<i>Complete if Known</i>	
		Application Number	10/646,958
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.		Filing Date	August 21, 2003
		First Named Inventor	Carey W. Smith
		Examiner Name	Cho, Hong Sol
		Art Unit	2616
		Attorney Docket No.	42P16159
TOTAL AMOUNT OF PAYMENT		(\$)	0.00

METHOD OF PAYMENT (check all that apply)	
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input checked="" type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____	
<input checked="" type="checkbox"/> Deposit Account Deposit Account Number: <u>02-2666</u> Deposit Account Name: <u>Blakey, Sokoloff, Taylor & Zafman LLP</u>	
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments	
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee <input checked="" type="checkbox"/> Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.	
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.	

FEE CALCULATION																																																																																					
1. EXTRA CLAIM FEES																																																																																					
<table border="1"> <tr> <th>Total Claims</th> <th>Extra Claims</th> <th>Fee from below</th> <th>Fee Paid</th> </tr> <tr> <td>13</td> <td>25</td> <td>0</td> <td>\$0.00</td> </tr> <tr> <td>Independent Claims</td> <td>4</td> <td>0</td> <td>\$0.00</td> </tr> <tr> <td>Multiple Dependent</td> <td></td> <td></td> <td></td> </tr> </table>	Total Claims	Extra Claims	Fee from below	Fee Paid	13	25	0	\$0.00	Independent Claims	4	0	\$0.00	Multiple Dependent				<table border="1"> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee Description</th> </tr> <tr> <td>Fee Code (\$)</td> <td>Fee Code (\$)</td> <td></td> </tr> <tr> <td>1202 50</td> <td>2202 25</td> <td>Claims in excess of 20</td> </tr> <tr> <td>1201 210</td> <td>2201 105</td> <td>Independent claims in excess of 3</td> </tr> <tr> <td>1203 370</td> <td>2203 185</td> <td>Multiple Dependent claim, if not paid</td> </tr> <tr> <td>1204 810</td> <td>2204 405</td> <td>**Reissue independent claims over original patent</td> </tr> <tr> <td>1205 810</td> <td>2205 405</td> <td>**Reissue claims in excess of 20 and over original patent</td> </tr> <tr> <td colspan="2">SUBTOTAL (1)</td> <td>(\$)</td> </tr> <tr> <td colspan="2"></td> <td>0.00</td> </tr> </table>	Large Entity	Small Entity	Fee Description	Fee Code (\$)	Fee Code (\$)		1202 50	2202 25	Claims in excess of 20	1201 210	2201 105	Independent claims in excess of 3	1203 370	2203 185	Multiple Dependent claim, if not paid	1204 810	2204 405	**Reissue independent claims over original patent	1205 810	2205 405	**Reissue claims in excess of 20 and over original patent	SUBTOTAL (1)		(\$)			0.00																																									
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<p>2. ADDITIONAL FEES</p> <table border="1"> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> <tr> <td>Fee Code (\$)</td> <td>Fee Code (\$)</td> <td></td> <td></td> </tr> <tr> <td>1051 130</td> <td>2051 65</td> <td>Surcharge - late filing fee or oath</td> <td></td> </tr> <tr> <td>1052 50</td> <td>2052 25</td> <td>Surcharge - late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>2053 130</td> <td>2053 130</td> <td>Non-English specification</td> <td></td> </tr> <tr> <td>1251 120</td> <td>2251 60</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>1252 480</td> <td>2252 230</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>1253 1,050</td> <td>2253 525</td> <td>Extension for reply within third month</td> <td></td> </tr> <tr> <td>1254 1,840</td> <td>2254 920</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>1255 2,230</td> <td>2255 1,115</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>1401 510</td> <td>2401 255</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>1402 510</td> <td>2402 255</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>1403 1,030</td> <td>2403 515</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>1451 1,510</td> <td>2451 1,510</td> <td>Petition to institute a public use proceeding</td> <td></td> </tr> <tr> <td>1480 130</td> <td>2480 130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>1807 50</td> <td>1807 50</td> <td>Processing fee under 37 CFR 1.17(a)</td> <td></td> </tr> <tr> <td>1808 180</td> <td>1808 180</td> <td>Submission of Information Disclosure Stmt</td> <td></td> </tr> <tr> <td>1809 810</td> <td>1809 405</td> <td>Filing a submission after final rejection (37 CFR § 1.129(a))</td> <td></td> </tr> <tr> <td>1810 810</td> <td>2810 405</td> <td>For each additional invention to be examined (37 CFR § 1.129(b))</td> <td></td> </tr> <tr> <td colspan="2">Other fee (specify) _____</td> <td></td> <td></td> </tr> <tr> <td colspan="2">SUBTOTAL (2)</td> <td>(\$)</td> <td></td> </tr> </table>		Large Entity	Small Entity	Fee Description	Fee Paid	Fee Code (\$)	Fee Code (\$)			1051 130	2051 65	Surcharge - late filing fee or oath		1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet		2053 130	2053 130	Non-English specification		1251 120	2251 60	Extension for reply within first month		1252 480	2252 230	Extension for reply within second month		1253 1,050	2253 525	Extension for reply within third month		1254 1,840	2254 920	Extension for reply within fourth month		1255 2,230	2255 1,115	Extension for reply within fifth month		1401 510	2401 255	Notice of Appeal		1402 510	2402 255	Filing a brief in support of an appeal		1403 1,030	2403 515	Request for oral hearing		1451 1,510	2451 1,510	Petition to institute a public use proceeding		1480 130	2480 130	Petitions to the Commissioner		1807 50	1807 50	Processing fee under 37 CFR 1.17(a)		1808 180	1808 180	Submission of Information Disclosure Stmt		1809 810	1809 405	Filing a submission after final rejection (37 CFR § 1.129(a))		1810 810	2810 405	For each additional invention to be examined (37 CFR § 1.129(b))		Other fee (specify) _____				SUBTOTAL (2)		(\$)	
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SUBMITTED BY		<i>Complete (if applicable)</i>	
Name (Print/Type)	Mark L. Watson	Registration No. (Attorney/Agent)	46,322
Signature		Telephone	(303) 740-1980
		Date	03/10/08

Based on PTO/5B/17 (02-07) as modified by Blakey, Sokoloff, Taylor & Zafman (w/ir) 02/26/2007.
 SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

PAGE 3/13 * RCVD AT 3/10/2008 6:02:39 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-5/44 * DNIS:2738300 * CSID:3037406962 * DURATION (mm-ss):03-44

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Our Docket No: 42390.P16159

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Smith

Examiner: Cho, Hong Sol

Art Group: 2619

Application No.: 10/646,958

Filed: August 21, 2003

For: Communication Protocol
Determination

AMENDMENT

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed December 10, 2007, applicant respectfully requests the Examiner to enter the following amendments and to consider the following remarks.

CERTIFICATE OF FACSIMILE TRANSMISSION

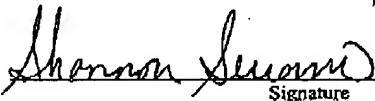
I hereby certify that I am causing the above-referenced correspondence to be transmitted via facsimile to the United States Patent and Trademark Office at (571) 273-8300 on the date indicated below:

March 10, 2008

Date of Deposit

Shannon Serrano

Name of Person Transmitting Correspondence



Signature

3/10/08

Date